



PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION
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Report No. TEL-02290NS

Friday July 14, 2023

Non Streamlined International Applications/Petitions Accepted For Filing

Section 214 Applications (47 CFR §§ 63.18, 63.24); Section 310(b) Petitions (47 CFR § 1.5000)

The applications listed below have been found, upon initial review, to be acceptable for filing. These applications are not subject to the streamlined processing procedures set forth in section 63.12 of the Commission's rules. 47 CFR § 63.12. These applications shall not be deemed granted until the Commission affirmatively acts upon the application either by public notice or by written order. Operation for which authorization is sought may not commence except in accordance with any terms or conditions imposed by the Commission. Pursuant to section 1.1910(b)(2) of the Commission's rules, action will be withheld on any application by any entity found to be delinquent in its debts to the Commission. 47 CFR § 1.1910(b)(2). Applicants should login to the CORES Payment website at <https://apps.fcc.gov/cores/userLogin.do> to determine if they are delinquent in a debt to the Commission and for information on how to pay the debt.

Unless otherwise specified, interested parties may file comments with respect to these applications within 28 days of the date of this public notice. We request that such comments refer to the application file number shown below. No application listed below shall be granted by the Commission earlier than the day after the date specified in this public notice for the filing of comments.

Unless otherwise specified, ex parte communications between outside parties and Commission staff concerning these applications are permitted subject to the Commission's rules for "permit-but-disclose proceedings." See 47 CFR § 1.1206.

People with Disabilities: To request materials in accessible formats for people with disabilities (braille, large print, electronic files, audio format), send an e-mail to fcc504@fcc.gov or call the Consumer & Governmental Affairs Bureau at 202-418-0530 (voice). All applications listed are subject to further consideration and review, and may be returned and/or dismissed if not found to be in accordance with the Commission's rules, regulations, and other requirements.

Transfer of Control

Current Licensee: Alteva of Warwick LLC

FROM: MBS Intermediate Holdings LLC

TO: Archtop Fiber LLC

Alteva of Warwick LLC (Warwick), a New York limited liability company that holds an international section 214 authorization (ITC-214-19931022-00192), has filed an application for the transfer of control of Warwick from MBS Intermediate Holdings, LLC (MBS) to Archtop Fiber LLC. Warwick is a wholly owned subsidiary of Alteva Inc. (Alteva), a New York corporation, which in turn is wholly owned by MBS, a Delaware limited liability company. Pursuant to a May 12, 2023, stock purchase agreement, Archtop will acquire 100% of the equity and voting interests in Alteva. Upon consummation, Alteva will be a direct wholly owned subsidiary and Warwick an indirect wholly owned subsidiary of Archtop.

Archtop is wholly owned by Archtop Fiber Intermediate LLC, which, in turn, is wholly owned by Archtop Fiber Holdings LLC (Archtop Holdings), all Delaware entities. Archtop Holdings is controlled by Post Road Digital Infrastructure Fund I LLC (98.7% voting and equity), which, in turn, is wholly owned by Post Road Digital Infrastructure Fund I, LP (Post Road), both Delaware entities.

The voting interests in Post Road are held by Post Road DIF I GP LLC (Post Road DIF GP) (50.5%), a Delaware entity, and OPTrust Infrastructure Direct N.A. VII Inc. (OP Trust Infrastructure) (49.5%), a Canadian entity. The OPSEU Pension Plan Trust Fund (OPSEU Pension Plan), a Canadian entity, wholly owns OP Trust Infrastructure. Post Road DIF GP is wholly owned by PRG Investment Holdings LP (Investment Holdings), a Delaware entity. Post Road Group Holdings LP (PRG Holdings) a Delaware entity, holds 100% voting and 80% equity interests in Investment Holdings. Post Road Group GP LLC (Post Road GP), a Delaware entity, holds all the voting general partner interest in PRG Holdings. Michael Bogdan, a U.S. citizen, wholly owns Birch Hill Capital LLC, a Delaware entity, which, in turn, holds 50% voting and equity in Post Road GP and 45% of the equity of PRG Holdings. Kevin Davis, a U.S. citizen, wholly owns Seventh Avenue Capital Group LLC (Seventh Avenue) and Seventh Avenue Capital Group II LLC (Seventh Avenue II, together with Seventh Avenue, Seventh Avenue Capital Group), both Delaware entities. Seventh Avenue holds 50% of the voting and equity interests in Post Road GP while Seventh Avenue II holds 45% of the equity interests of PRG Holdings.

The 10% or greater interests in Post Road are held by: (1) OP Trust Infrastructure (direct 49.5% equity and voting interests), and (2) Post Road SOF GP II, a Delaware entity (General Partner of Post Road Special Opportunity Fund II, a Delaware entity, which holds a direct 7.81% equity interest in Post Road and Post Road Special Opportunity Fund II Offshore LP, a Cayman Island entity, which holds a direct 4.92% equity interest in Post Road). Michael Bogdan and Kevin Davis, both U.S. citizens, control Post Road SOF GP II through Birch Hill Capital LLC and Seventh Avenue Capital Group, respectively.

According to the Applicants, no other individual or entity will hold a 10% or greater direct equity or voting interest in Archtop or Hancock LD.

Through this Public Notice, pursuant to Commission practice, this Application and the associated domestic transfer of control application (WC Docket No. 23-178) are being referred to the relevant Executive Branch agencies for their views on any national security, law enforcement, foreign policy, or trade policy concerns related to the foreign ownership of the Applicants.

INFORMATIVE

ITC-214-20230622-00073

Cloaked Wireless Inc

On July 5, 2023, the Chair of the Committee for the Assessment of Foreign Participation in the United States Telecommunications Service Sector (Committee) notified the Commission that it is reviewing the application filed by Cloaked Wireless Inc for international section 214 authority for any national security or law enforcement concerns and requests that the Commission defer action on the application until the Committee completes its review.

ITC-T/C-20221117-00135

Meriplex Telecom LLC

On July 5, 2023, the Chair of the Committee for the Assessment of Foreign Participation in the United States Telecommunications Services Sector (Committee) notified the Commission that the Committee granted the Applicant a 2 week extension and thus is extending the Committee's initial review period of the international and domestic transfer of control applications filed by Meriplex Telecom LLC (WC Docket No. 22-400 and ITC-T/C-20221117-00135) to conclude on or before August 16, 2023, pursuant to Executive Order 13913 (85 Fed. Reg. 19643) (April 8, 2020)).

REMINDER:

Applicants must certify that neither the applicant nor any party to the application is subject to a denial of federal benefits by federal and/or state courts under authority granted in 21 U.S.C. § 862. See 47 CFR §§ 1.2001-.2003.